

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, *ex rel.* W.A. DREW
EDMONDSON, in his capacity as ATTORNEY
GENERAL OF THE STATE OF OKLAHOMA,
et al.

Plaintiffs

vs.

TYSON FOODS, INC., *et al.*

Defendants

05-CV-00329-TCK-SAJ

CAL-MAINE FOODS, INC.'S MARCH 20, 2007 INTERROGATORIES
AND PRODUCTION REQUESTS TO THE STATE OF OKLAHOMA

Pursuant to Fed.R.Civ.P. 33 and 34, Cal-Maine Foods, Inc. propounds the following
interrogatories and production requests to the State of Oklahoma:

Definitions Applicable to Interrogatories and Production Requests

1. "Former Cal-Maine Contract Growers" means and includes the following persons and
entities:

Bob Bush
13437 Bush Valley Road
Lincoln, AR 72744

Paul Sawatzky
P.O. Box 351
Lincoln, AR 72744

L & G Farms, Inc.
P.O. Box 161
Stilwell, OK 74960

Rhonda Reaves
21474 W. Hwy. 62
Lincoln, AR 72744

Byron Rankin
Rt. 1, Box 153
Westville, OK 74965

Goolsby Enterprises
10603 N. Old Cincinnati Rd.
Lincoln, AR 72744

Lois Hampton
Rt. 1, Box 153
Watts, OK 74964

Gerda Meyer
19207 Dobbs Mtn. Cutoff
Cane Hill, AR 72717

EXHIBIT

"A"

Ralph Moore
12399 S. Ark. Hwy 45
Lincoln, AR 72744

Claude Sargent
10686 Hank Sargent Road
Prairie Grove, AR 72753

Biggs Farms, Inc.
18641 Nutmeg Road
Lincoln, AR 72744

Steve Pinkerton
Star Route, Box 45
Lincoln, AR 72744

Ruth Dial
Rt. 2, Box 435A2
Prairie Grove, AR 72753

Jimmy Layman
12750 Buddy Elkins Road
Farmington, AR 72730

Larry Kindle
Rt. 2, Box 471
Westville, OK 74965

Kenneth Kindle
Rt. 2, Box 471
Westville, OK 74965

2. "Oklahoma Statute" means and includes any statute of the State of Oklahoma which prescribes any duties, rights, or responsibilities, or which provides any civil or criminal penalty for the violation thereof.

3. "Oklahoma Regulation" means and includes any regulation promulgated by any agency or political subdivision of the State of Oklahoma regardless of the type of penalty, if any, prescribed for the violation thereof.

2. "Arkansas Statute" means and includes any statute of the State of Arkansas which prescribes any duties, rights, or responsibilities or which provides any civil or criminal penalty for the violation thereof.

3. "Arkansas Regulation" means and includes any regulation promulgated by any agency or political subdivision of the State of Arkansas regardless of the type of penalty, if any, prescribed for the violation thereof.

4. "You" means and includes the State of Oklahoma or any or all of its agencies.

5. "Litter" means and includes chicken manure, chicken manure mixed with any litter media, turkey manure, or turkey manure mixed with any litter media.

6. "Documents" means and includes any kind of handwritten, typewritten, printed, recorded, computer produced, computer stored, or graphic materials without limitation.

Interrogatories

Interrogatory No. 1: If You contend that any of the Former Cal-Maine Contract Growers ever stored or applied Litter in any amount or manner which was contrary to any Oklahoma Statute or Oklahoma Regulation or any Arkansas Statute or Arkansas Regulation, identify any such Former Cal-Maine Contract Growers, and, for each, specify the date, place, and nature of the storage or application event(s) and identify the statute(s) and/or regulation(s) which you contend was/were violated.

Interrogatory No. 2: If You contend that Cal-Maine Foods, Inc. ever stored or applied Litter in any amount or manner which was contrary to any Oklahoma Statute or Oklahoma Regulation or any Arkansas Statute or Arkansas Regulation, specify the date, place, and nature of the storage or application event(s) and identify the statute(s) and/or regulation(s) which you contend was/were violated.

Interrogatory No. 3: Do You contend that any Litter which was stored or applied within that part of the Illinois River Watershed situated in Oklahoma in full compliance with Oklahoma Statutes and Oklahoma Regulations applicable at the time of the storage or application has caused You any injury for which You seek any relief in this action?

Interrogatory No. 4: Do You contend that any Litter which was stored and/or applied within that part of the Illinois River Watershed situated in Arkansas in full compliance with Arkansas Statutes and Arkansas Regulations applicable at the time of the storage or application has caused You any injury for which You seek any relief in this action?

Interrogatory No. 5: State separately by year for each year from 1952 to the present the total tonnage (or other quantified measure) of Litter You, through any agency or instrumentality,

authorized, by permit or otherwise, to be applied to land within that part of the Illinois River Watershed situated in Oklahoma.

Interrogatory No. 6: Have You ever, because of any condition which in any manner related to or resulted from the land application of Litter, imposed any public access restrictions or issued any public health warnings in conjunction with any health hazard perceived by You to exist now or at any time in the past for persons making bodily contact with water in any stream or river within that part of the Illinois River Watershed situated in Oklahoma, and for any such restriction or warning, state the reason for each restriction or warning, and the date and substance of each restriction or warning. If You have not imposed any such restriction or issued any such public health warning, please say so plainly.

Interrogatory No. 7: If you believe that the State of Arkansas has failed in any respect to fulfill any obligation it has or has ever had under the Arkansas River Basin Compact, or that Arkansas has failed to fulfill any obligation imposed by the Arkansas-Oklahoma Arkansas River Compact Commission, identify each such obligation and failure, and explain the action(s) or inaction(s) by Arkansas that you believe constitute each such failure. If you do not believe that any such failures have occurred, please say so plainly.

Interrogatory No. 8: State whether, before this action was filed, You made or attempted to make any estimate, assessment, or quantification of any potential adverse social or financial consequences that could be suffered by family farmers who are contract growers for any of the defendants if You are successful in any aspect of this litigation. If You did not make or attempt to make any such estimate, assessment, or quantification, please say so plainly.

Interrogatory No. 9: State whether, before this action was filed, You made or attempted to make any estimate, assessment, or quantification of any potential adverse consequences to the economy of Oklahoma or the economy of Arkansas that could be suffered if You are successful in

any aspect of this litigation. If You did not make or attempt to make any such estimate, assessment, or quantification, please say so plainly.

Requests For Production

Request No. 1: If You answered Interrogatory No. 1 in the affirmative, produce all Documents or other materials which in any manner demonstrate that such storage or application events as are specified in the interrogatory occurred.

Request No. 2: If You answered Interrogatory No. 2 in the affirmative, produce all Documents or other materials which in any manner demonstrate that such storage or application events as are specified in the interrogatory occurred.

Request No. 3: Produce all Documents or other materials, including permits, which in any manner reflect or specify the tonnages (or other quantified measure) of Litter authorized by You, by permit or otherwise, to be applied to land within that part of the Illinois River Watershed situated in Oklahoma for each year from 1952 to the present.

Request No. 4: If You answered Interrogatory No. 6 in the affirmative, produce all Documents or other materials, including the notices themselves, which reflect the imposition of any restrictions or the issuance of public health warnings as specified in that interrogatory.

Request No. 5: If You answered Interrogatory No. 7 in the affirmative, produce all Documents or other materials which reflect, explain, or demonstrate any such failures as specified in that interrogatory.

Request No. 6: If You answered Interrogatory No. 8 in the affirmative, produce all Documents or other materials which reflect, explain, or demonstrate any estimate, assessment, or quantification as specified in that interrogatory, including the results of any such estimate, assessment, or quantification.

Request No. 7: If You answered Interrogatory No. 9 in the affirmative, produce all Documents or other materials which reflect, explain, or demonstrate any estimate, assessment, or quantification as specified in that interrogatory, including the results of any such estimate, assessment, or quantification.

Dated: March 20, 2007.

CAL-MAINE FOODS, INC.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 20th day of March, 2007, I electronically transmitted the foregoing document to the following:

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